

Obviousness is tested by "what the combined teachings of the references would have suggested to those of ordinary skill in the art." In re Keller, 642 F.2d 413, 425, 208 USPQ 871, 881 (CCPA 1981). But it "cannot be established by combining the teachings of the prior art to produce the claimed invention, absent some teaching or suggestion supporting the combination." ACS Hosp. Sys., 732 F.2d at 1577, 221 USPQ at 933. [837 F.2d at 1075, 5 USPQ 2d at 1599.]

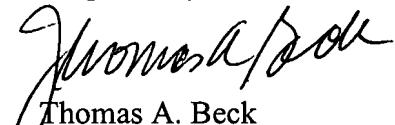
The court concluded its discussion of this issue by stating that teachings or references can be combined only if there is some suggestion or incentive to do so.

In the present case, the skilled artisan viewing the any or all of the references would be directed toward a totally different system than is called for in the present invention.

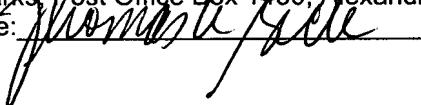
In view of the arguments and modifications to the claims, allowance of this case is warranted. Such favorable action is respectfully solicited.

Applicants hereby request a one month extension of time within which to respond to the Official Action noted above. A check in the amount of \$120.00 to cover the extension fee is enclosed. If any further expenses are incurred as a result of this amendment the Commissioner is authorized to charge Deposit Account 50-0510.

Respectfully Submitted,


Thomas A. Beck
Registration No. 20,816
6136 West Kimberly Way
Glendale, AZ 85308
(623) 466-0080

I hereby certify that this paper is being transmitted via the United States Postal Service, in a sealed envelope, postage prepaid, on the date indicated below, addressed to Commissioner of Patents & Trademarks, Post Office Box 1450, Alexandria, VA 22313-1450

Signature: 

Date: November 17, 2007